



DANIELS & DANIELS, P.A.



April 2, 2002

Assistant Commissioner for Patents
BOX MISSING PARTS
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

*Assistant Commissioner for Patents
Washington, D.C. 20231*

Dated April 2, 2002

By: Lynette M. Bailey
Lynette M. Bailey

RE: U.S. Patent Application Serial No. 10/071,007 for
MULTI-BAND COAX EXTENDER FOR IN-BUILDING DIGITAL
COMMUNICATION SYSTEMS
Based on U.S. Provisional Application Serial No. 60/267,046 filed February 7, 2001
Docket No. 0960-022

Dear Sir:

Enclosed herewith, please find the following documents:

1. Transmittal Form;
2. Copy of Notice to File Missing Parts of Nonprovisional Application;
3. Copy of an executed Declaration from Harold Jackson and Dorothy Terry as Executrix for the Estate of John B. Terry;
4. Fee transmittal (in duplicate) with a check for \$65; and
5. Return receipt postcard.

Please contact the undersigned should you have any questions.

Sincerely

Kevin E. Flynn
Reg. No. 37,325

Enclosures

F:\CL\0960-022\Prosecution\Response Fwd. PTO.doc



#3

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Terry et al.	Attorney Docket:	0960-022
Serial No:	10/071,007	Examiner:	Not Assigned
Filed:	02/07/2002	Art Unit:	2643
TITLE: MULTI-BAND COAX EXTENDER FOR IN-BUILDING DIGITAL COMMUNICATION SYSTEMS			

Response to Notice to File Missing Parts of Nonprovisional Application

Assistant Commissioner for Patents
Box Missing Parts
Washington D.C. 20231

This communication is in response to the "Notice to File Missing Parts of Nonprovisional Application" mailed March 1, 2002 for which a response is due by May 1, 2002. A check in the amount of \$65.00 for the surcharge is submitted herewith.

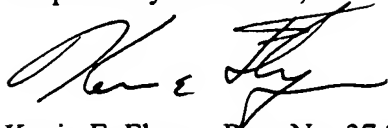
The application was filed without a signed declaration as the inventor had died. An executrix has been named for the deceased inventor and applicant now submits a declaration signed by the executrix in conformity with 37 CFR § 1.42.

Applicant's attorney submits herewith the following:

1. Transmittal Sheet;
2. Copy of Notice to File Missing Parts of Nonprovisional Application;
3. A copy of an executed Declaration signed by Harold J. Jackson and Mrs. Dorothy Terry as Executor of the estate of her late husband John Brian Terry, deceased inventor of the above-identified application;
4. Papers documenting the legal status of Mrs. Terry:
 - a. A copy of the executed Letters Testamentary from the Probate Court of the State of Georgia;
 - b. A copy of the certification by the Clerk of the Probate Court dated August 16, 2001;
5. Fee transmittal (in duplicate) with a check for \$65; and
6. Return receipt postcard.

Dated: April 2, 2002

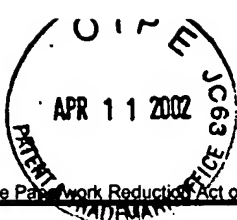
Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Kevin E. Flynn', written in a cursive style.

Kevin E. Flynn Reg. No. 37,325

Daniels & Daniels, P.A.
P.O. Drawer 12218
Research Triangle Park, NC 27709
Voice 919.544.5444
Fax 919.544.5920
email Kflynn@daniels.com

F:\CL\0960-022\Prosecution\FMP - Declaration.doc



#3

PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$) 65.00

Complete if Known

Application Number	10/071,007
Filing Date	02/07/2002
First Named Inventor	Terry
Examiner Name	Not Assigned
Group Art Unit	N/Ass.
Attorney Docket No.	0960-022

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number
Deposit Account Name

☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	<input type="text"/>
106	330	206	165	Design filing fee	<input type="text"/>
107	510	207	255	Plant filing fee	<input type="text"/>
108	740	208	370	Reissue filing fee	<input type="text"/>
114	160	214	80	Provisional filing fee	<input type="text"/>

SUBTOTAL (1) (\$) 0.00

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** = <input type="text"/> X <input type="text"/>	<input type="text"/>	<input type="text"/>
Multiple Dependent Claims	-3** = <input type="text"/> X <input type="text"/>	<input type="text"/>	<input type="text"/>

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	65.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	<input type="text"/>
139	130	139	130	Non-English specification	<input type="text"/>
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	<input type="text"/>
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	<input type="text"/>
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	<input type="text"/>
115	110	215	55	Extension for reply within first month	<input type="text"/>
116	400	216	200	Extension for reply within second month	<input type="text"/>
117	920	217	460	Extension for reply within third month	<input type="text"/>
118	1,440	218	720	Extension for reply within fourth month	<input type="text"/>
128	1,960	228	980	Extension for reply within fifth month	<input type="text"/>
119	320	219	160	Notice of Appeal	<input type="text"/>
120	320	220	160	Filing a brief in support of an appeal	<input type="text"/>
121	280	221	140	Request for oral hearing	<input type="text"/>
138	1,510	138	1,510	Petition to institute a public use proceeding	<input type="text"/>
140	110	240	55	Petition to revive - unavoidable	<input type="text"/>
141	1,280	241	640	Petition to revive - unintentional	<input type="text"/>
142	1,280	242	640	Utility issue fee (or reissue)	<input type="text"/>
143	460	243	230	Design issue fee	<input type="text"/>
144	620	244	310	Plant issue fee	<input type="text"/>
122	130	122	130	Petitions to the Commissioner	<input type="text"/>
123	50	123	50	Processing fee under 37 CFR 1.17(q)	<input type="text"/>
126	180	126	180	Submission of Information Disclosure Stmt	<input type="text"/>
581	40	581	40	Recording each patent assignment per property (times number of properties)	<input type="text"/>
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="text"/>
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	<input type="text"/>
179	740	279	370	Request for Continued Examination (RCE)	<input type="text"/>
169	900	169	900	Request for expedited examination of a design application	<input type="text"/>

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 65.00

SUBMITTED BY

Name (Print/Type)

Kevin E. Flynn

Registration No.
(Attorney/Agent)

37,325

Complete (if applicable)

Telephone

919-544-5444

Signature

Date

04/02/2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

#3

PTO/SB/21 (6-98)

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/071,007
Filing Date	02/07/2002
First Named Inventor	Terry et al.
Group / Art Unit	2643
Examiner Name	Not Assigned
Attorney Docket No.	0960-022

Total Number of Pages in This Submission	10
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ENCLOSURES (check all that apply)

☒ Fee Transmittal Form☒ Fee Attached☐ Amendment / Response☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☒ Response to Missing Parts/
Incomplete Application☒ Response to Missing
Parts under 37 CFR
1.52 or 1.53☐ Assignment Papers
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition Routing Slip (PTO/SB/69)
and Accompanying Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence
Address☐ Terminal Disclaimer☐ Small Entity Statement☐ Request for Refund☐ After Allowance Communication
to Group☐ Appeal Communication to Board
of Appeals and Interferences☐ Appeal Communication to
Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☐ Additional Enclosure(s)
(please identify below):

Copy of executed
Declaration and Letters
Testamentary documents
Check for \$65.00
Return Receipt Postcard

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name **Kevin E. Flynn** 37,325

Signature

Date

04/02/2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

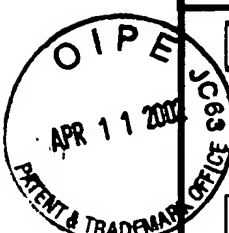
Typed or printed name

Lynette M. Bailey

Signature

Date

04/02/2002





UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/071,007	02/07/2002	John B. Terry	0960-022

CONFIRMATION NO. 8832

FORMALITIES LETTER



OC00000007561610

26108
DANIELS & DANIELS, P.A.
SUITE 200, GENERATION PLAZA
1822 N.C. HIGHWAY 54, EAST
DURHAM, NC 27713

Date Mailed: 03/01/2002



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

H. Truong

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE